



STATE OF WISCONSIN

Assembly Journal

One-Hundred and First Regular Session

10:54 A.M.

TUESDAY, June 18, 2013

The Assembly met in the Assembly Chamber located in the State Capitol.

Speaker Pro Tempore Kramer in the Chair.

Representative Suder asked unanimous consent for a quorum call. Granted.

A quorum was present.

The prayer was offered by Representative Kleefisch.

Representative Suder led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present - Representatives August, Ballweg, Barca, Barnes, Berceau, Bernard Schaber, Bernier, Bewley, Bies, Billings, Born, Brooks, Clark, Craig, Czaja, Danou, Doyle, Endsley, Genrich, Goyke, Hebl, Hesselbein, Hintz, Honadel, Hulsey, Hutton, Jacque, Jagler, Johnson, Jorgensen, Kahl, Kapenga, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kolste, Kooyenga, Kramer, Krug, Kuglitsch, LeMahieu, Loudonbeck, Marklein, Mason, Milroy, Murphy, Mursau, Murtha, Nass, Nerison, Neylon, Nygren, Ohnstad, A. Ott, J. Ott, Pasch, Petersen, Petryk, Pope, Pridemore, Richards, Riemer, Ringhand, Ripp, Sanfelippo, Sargent, Schraa, Severson, Shankland, Sinicki, Smith, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, C. Taylor, Thiesfeldt, Tittl, Tranel, Vruwink, Wachs, Weatherston, Weininger, Williams, Wright, Young, Zamarripa, Zepnick and Speaker Vos - 98.

Absent with leave - Representative T. Larson - 1.

Vacancies - None.

LEAVES OF ABSENCE

Representative Ballweg asked unanimous consent for a leave of absence for today's session for Representative T. Larson. Granted.

COMMITTEE REPORTS

The joint survey committee on **Retirement Systems** reports and recommends:

Assembly Bill 40

Relating to: state finances and appropriations, constituting the executive budget act of the 2013 legislature.

Report of the joint survey committee on Retirement Systems received:

Ayes: 10 - Senator Schultz and Representative Stroebel, Senators Farrow and Hansen, Representatives Severson and Berceau; Commissioner of Insurance Nickel; Assistant Attorney General Gibson; Secretary, ETF Conlin; Public Member Pederson.

Noes: 0.

DUEY STROEBEL
Assembly Co-Chairperson
Joint Survey Committee on
Retirement Systems

MESSAGE FROM THE SENATE

From: Jeffrey Renk, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 205

Concurred in:

Assembly Joint Resolution 26

Assembly Joint Resolution 40

Assembly Joint Resolution 41

Assembly Joint Resolution 42

ENROLLED JOINT RESOLUTION

The following Assembly proposal, which has been approved by both the Assembly and Senate, has been enrolled by the Legislative Reference Bureau:

Assembly Joint Resolution 42

PATRICK E. FULLER
Assembly Chief Clerk

Representative Suder asked unanimous consent that Assembly Rule 74 (2) be suspended during debate of **Assembly Bill 40**. Granted.

Representative Jorgensen asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

11:32 A.M.

RECESS

2:46 P.M.

The Assembly reconvened.

Speaker Pro Tempore Kramer in the chair.

Representative Suder asked unanimous consent for a quorum call. Granted.

LEAVES OF ABSENCE

Representative Jorgensen asked unanimous consent for a leave of absence for part of today's session for Representative Hulsey. Granted.

MESSAGE FROM THE SENATE

From: Jeffrey Renk, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Concurred in:

Assembly Bill 181 (Senate amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Assembly Bill 181

Relating to: venture capital investment program.

Representatives Williams, Hintz, Berceau and Vruwink asked unanimous consent to be added as coauthors of **Assembly Bill 181**. Granted.

The question was: Shall Senate Amendment 1 to **Assembly Bill 181** be concurred in?

Motion carried.

Representative Suder asked unanimous consent that the rules be suspended and that the Assembly's action on **Assembly Bill 181** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore Kramer asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

3:08 P.M.

INFORMAL

4:12 P.M.

The Assembly reconvened.

Speaker Pro Tempore Kramer in the chair.

Representative Hulsey asked unanimous consent that his leave of absence be lifted. Granted.

CALENDAR OF TUESDAY, JUNE 18

Assembly Bill 40

Relating to: state finances and appropriations, constituting the executive budget act of the 2013 legislature.

Assembly Amendment 1 to Assembly Substitute Amendment 1 to **Assembly Bill 40** offered by Representative Hulsey.

Representative Hulsey asked unanimous consent that Assembly Amendment 1 to Assembly Substitute Amendment 1 to **Assembly Bill 40** be withdrawn and returned to author. Granted.

Assembly Amendment 2 to Assembly Substitute Amendment 1 to **Assembly Bill 40** offered by Representative Hulsey.

The question was: Shall Assembly Amendment 2 to Assembly Substitute Amendment 1 to **Assembly Bill 40** be adopted?

Motion failed.

Representative August asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Speaker Pro Tempore Kramer asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

4:28 P.M.

INFORMAL

5:20 P.M.

The Assembly reconvened.

Speaker Pro Tempore Kramer in the chair.

Representative Suder asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

5:22 P.M. Tuesday, June 18

RECESS

10:52 A.M. Wednesday, June 19

The Assembly reconvened.

Speaker Pro Tempore Kramer in the chair.

LEAVES OF ABSENCE

Representative Ballweg asked unanimous consent for a leave of absence for part of today's session for Representatives Brooks, Kaufert, Loudenbeck and Hutton. Granted.

Representative Jorgensen asked unanimous consent for a leave of absence for part of today's session for Representatives Hintz and Hulsey. Granted.

Representative Hintz asked unanimous consent that his leave of absence be lifted. Granted.

Representative Hulsey asked unanimous consent that his leave of absence be lifted. Granted.

Representative Kaufert asked unanimous consent that his leave of absence be lifted. Granted.

Assembly Bill 40

Relating to: state finances and appropriations, constituting the executive budget act of the 2013 legislature

Assembly Amendment 1 to Assembly Amendment 3 to Assembly Substitute Amendment 1 **Assembly Bill 40** offered by Representatives Vos and Suder.

The question was: Shall Assembly Amendment 1 to Assembly Amendment 3 to Assembly Substitute Amendment 1 to **Assembly Bill 40** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Czaja, Doyle, Endsley, Goyke, Honadel, Jacque, Jagler, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, LeMahieu, Marklein, Murphy, Mursau, Murtha, Nass, Nerison, Neylon, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Smith, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Vruwink, Weatherston, Weininger, Williams, Wright and Speaker Vos - 59.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Craig, Danou, Genrich, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, C. Taylor, Wachs, Young, Zamarripa and Zepnick - 35.

Absent or not voting - Representatives Brooks, Hutton, Kapenga, T. Larson and Loudenbeck - 5.

Motion carried.

Representative Craig asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Kapenga asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Assembly Amendment 3 to Assembly Substitute Amendment 1 to **Assembly Bill 40** offered by Representatives Vos and Suder.

The question was: Shall Assembly Amendment 3 to Assembly Substitute Amendment 1 to **Assembly Bill 40** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Czaja, Doyle, Endsley, Goyke, Honadel, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, LeMahieu, Marklein, Murphy, Mursau, Murtha, Nerison, Neylon, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Smith, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Vruwink, Weatherston, Weininger, Williams, Wright and Speaker Vos - 59.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Craig, Danou, Genrich, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Nass, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, C. Taylor, Wachs, Young, Zamarripa and Zepnick - 36.

Absent or not voting - Representatives Brooks, Hutton, T. Larson and Loudenbeck - 4.

Motion carried.

Speaker Vos in the chair.

Representative Hutton asked unanimous consent that his leave of absence be lifted. Granted.

Representative Loudenbeck asked unanimous consent that her leave of absence be lifted. Granted.

The question was: Shall Assembly Substitute Amendment 1 to **Assembly Bill 40** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Craig, Czaja, Endsley, Honadel, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug,

Kuglitsch, LeMahieu, Loudenbeck, Marklein, Murphy, Mursau, Murtha, Nerison, Neylon, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 57.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Nass, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 40.

Absent or not voting - Representatives Brooks and T. Larson - 2.

Motion carried.

Speaker Pro Tempore Kramer in the chair.

LEAVES OF ABSENCE

Representative Ballweg asked unanimous consent for a leave of absence for part of today's session for Representative Pridemore. Granted.

Representative Brooks asked unanimous consent that his leave of absence be lifted. Granted.

The question was: Shall **Assembly Bill 40** be ordered engrossed and read a third time?

Motion carried.

Representative Suder asked unanimous consent that the rules be suspended and that **Assembly Bill 40** be given a third reading. Granted.

The question was: **Assembly Bill 40** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, LeMahieu, Loudenbeck, Murphy, Mursau, Murtha, Nerison, Neylon, Nygren, A. Ott, J. Ott, Petersen, Petryk, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 55.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kestell, Kolste, Marklein, Mason, Milroy, Nass, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor,

Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 42.

Absent or not voting - Representatives T. Larson and Pridemore - 2.

Motion carried.

Representative Suder asked unanimous consent that the rules be suspended and that **Assembly Bill 40** be immediately messaged to the Senate. Granted.

VISITORS

During today's session, the following visitors honored the Assembly by their presence and were welcomed by the presiding officer and the members:

Maryanne Rathke and Wendy Moser, Republican Women of Wisconsin, guests of Representative Strachota.

ANNOUNCEMENTS

Representative Young asked unanimous consent that the Assembly adjourn in honor of Juneteenth Day, celebrated on June 19. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Russ Fassbender, for recently receiving Sun Prairie Rotary's Service Above Self Award. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Jeremy Woldt, for recently receiving Sun Prairie Rotary's Service Above Self Award. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Tori Sharpe, a 2013 high school graduate, for recently receiving Sun Prairie Rotary's Service Above Self Award. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Arnie Nelson of Stoughton, for celebrating his 60th year of employment with Uniroyal Engineered Products. Granted.

ADJOURNMENT

Representative Suder moved that the Assembly stand adjourned until 10:00 A.M. on Thursday, June 20.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

12:23 P.M. Wednesday, June 19